10/27/2006 07:22 14083820481 PATENT LAW GROUP LLC PAGE 08/13

## Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

## **Listing of Claims:**

Claim 1 (currently amended): An apparatus comprising:

- a device chip including substrate and at least one circuit element fabricated on the substrate;
- a cap over said device chip, said cap including a gasket having an inner surface and an outer surface;
- a bonding agent bonding said cap to said device chip defining to define a hermetically scaled cavity baving an inner surface and an outer surface; and
- the hermetically seal sealed cavity, said caulking agent surrounding said bonding agent at least one of two surfaces the inner surface of the gasket. The two surfaces being the inner surface and the outer-surface.
- Claim 2 (original): The apparatus recited in claim 1 wherein the bonding agent comprises gold.
- Claim 3 (original): The apparatus recited in claim 1 wherein the caulking agent is selected from a group consisting of amorphous fluorocarbon polymer, polyimide materials, and benzocyclobutene (BCB) based materials.
- Claim 4 (original): The apparatus recited in claim 1 wherein the circuit element comprises a resonator.
- Claim 5 (canceled).
- Claim 6 (previously presented): The apparatus recited in claim 1 wherein the caulking agent surrounds at least a portion of the cap.
- Claim 7 (canceled).
- Claim 8 (canceled).

- Claim 9 (original): The apparatus recited in claim 1 comprising multiple layers of the caulking agent.
- Claim 10 (original). The apparatus recited in claim 9 wherein the multiple layers of the caulking agent comprises layers having different caulking material relative to other layers of the caulking agent.
- Claim 11 (currently amended): The apparatus recited in claim [[8]] 9 wherein the multiple layers of the caulking agent comprises layers having the same caulking material relative to other layers of the caulking agent.
- Claim 12 (previously withdrawn): A method of manufacturing an apparatus, the method comprising:
  - fabricating a device chip including a substrate and at least one circuit element on the substrate;

fabricating a cap,

bonding the cap on the device chip such that a sealed cavity is formed, and reflowing caulking agent further sealing the cavity.

- Claim 13 (previously withdrawn): The method recited in claim 12 wherein the step of fabricating the device chip includes a step of depositing caulking agent on the device chip.
- Claim 14 (previously withdrawn): The method recited in claim 12 wherein the step of fabricating the cap includes a step of depositing caulking agent on the cap.
- Claim 15 (previously withdrawn): The method recited in claim 12 wherein the cap is bonded to the device chip using bonding agent comprising gold.
- Claim 16 (previously withdrawn): The method recited in claim 12 wherein the caulking agent is selected from a group consisting of amorphous fluorocarbon polymer, polyimide materials, and benzocyclobutene (BCB) based materials.
- Claim 17 (previously withdrawn): The method recited in claim 12 wherein the circuit element comprises a resonator.

- Claim 18 (previously withdrawn): The method recited in claim 12 wherein the caulking agent caulks at least a portion of the cap.
- Claim 19 (previously withdrawn): The method recited in claim 12 wherein the cap includes a gasket that is caulked by the caulking agent.
- Claim 20 (currently amended): The apparatus recited in claim 1 wherein the caulking agent surrounds said bonding agent at both the inner and the outer surfaces of the gasket.
- Claim 21 (previously presented): The apparatus recited in claim 1 wherein the caulking agent extends from said cap to said device chip.
- Claim 22 (previously presented): The apparatus recited in claim 1 wherein the caulking agent is adjacent to said bonding agent.
- Claim 23 (currently amended): The apparatus recited in claim 1 wherein the caulking agent is separated from said bonding agent by open space <u>prior to bonding said cap to said device chip.</u>